



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventor: Katsuhiko HIRAMATSU et al. Group Art Unit: 2684
Appln. No.: 09/600,322 Examiner: T. R. Lei
Filed: July 14, 2000
For: BASE STATION APPARATUS AND TRANSMIT POWER CONTROL METHOD

INFORMATION DISCLOSURE STATEMENT

RECEIVED

Assistant Commissioner of Patents
Washington, DC 20231

MAY 07 2003
Technology Center 2600

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the art listed on the attached Form PTO 1449. Canadian Patent document No. 2,314,973 was cited in a Canadian Office Action dated April 4, 2003 (copy attached).

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

James E. Ledbetter
Registration No. 28,732

Date: May 6, 2003

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CERTIFICATION UNDER 37 CFR §1.97(e)(1)

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Dear Sir:

In fulfillment of 37 CFR 1.97(c)(1) and 1.97(e)(1), it is hereby certified that each item of information contained in the attached Information Disclosure Statement was first cited in any communication (see the attached copy of a Canadian Office Action dated April 4, 2003) from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Respectfully submitted,

James E. Ledbetter
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